

ShawPittman LLP

A Limited Liability Partnership Including Professional Corporations

EX PARTE OR LATE FILED

ORIGINAL

TONY LIN
202.663.8452
tony.lin@shawpittman.com

November 8, 2004

Via Courier

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

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NOV - 8 2004

Federal Communications Commission
Office of Secretary

**Re: EX PARTE SUBMISSION - ERRATUM
WT Docket 03-66; Amendment of Parts 1, 21, 73, 74, and 101 of the
Commission's Rules to Facilitate the Provision of Fixed and Mobile
Broadband Access, Educational and Other Advanced Services in the
2150-2162 and 2500-2690 GHz Bands**

Dear Ms. Dortch:

By this letter, NY3G Partnership ("NY3G") corrects the *ex parte* letter filed on November 4, 2004 to reflect that Bradley Holmes is now the Chief Operating Officer ("COO") of NY3G.

On November 3, 2004, Nicholas Mastorilli and Henry Zachs, each of NY3G, Bradley Holmes, COO of NY3G, and Bruce Jacobs, counsel for NY3G, met with John Muleta, Uzoma Onyeije, David Redl, John Schauble, and Nancy Zaczek, regarding the above-referenced proceeding.

NY3G talked about its current efforts to provide wireless broadband service to the New York City area. The parties discussed the proposals in the Commission's *Further Notice of Proposed Rulemaking*, and NY3G's ongoing negotiations with Trans Video Communications, Inc., the grandfathered ITFS licensee in New York City. The parties also discussed the proposals and issues that NY3G had previously raised in this proceeding, including the assignment of low-power channels to MMDS licensees and high-power channels to grandfathered ITFS licensees and TVC's inefficient use of spectrum.

Attached is a copy of the diagram discussed at the meeting.

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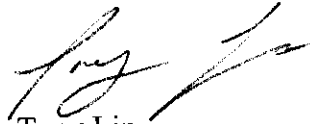
Marlene H. Dortch

November 8, 2004

Page 2

Please direct any questions regarding this matter to the undersigned.

Very truly yours,



Tony Lin

Counsel for NY3G Partnership

Attachment

cc: *(without attachment)*

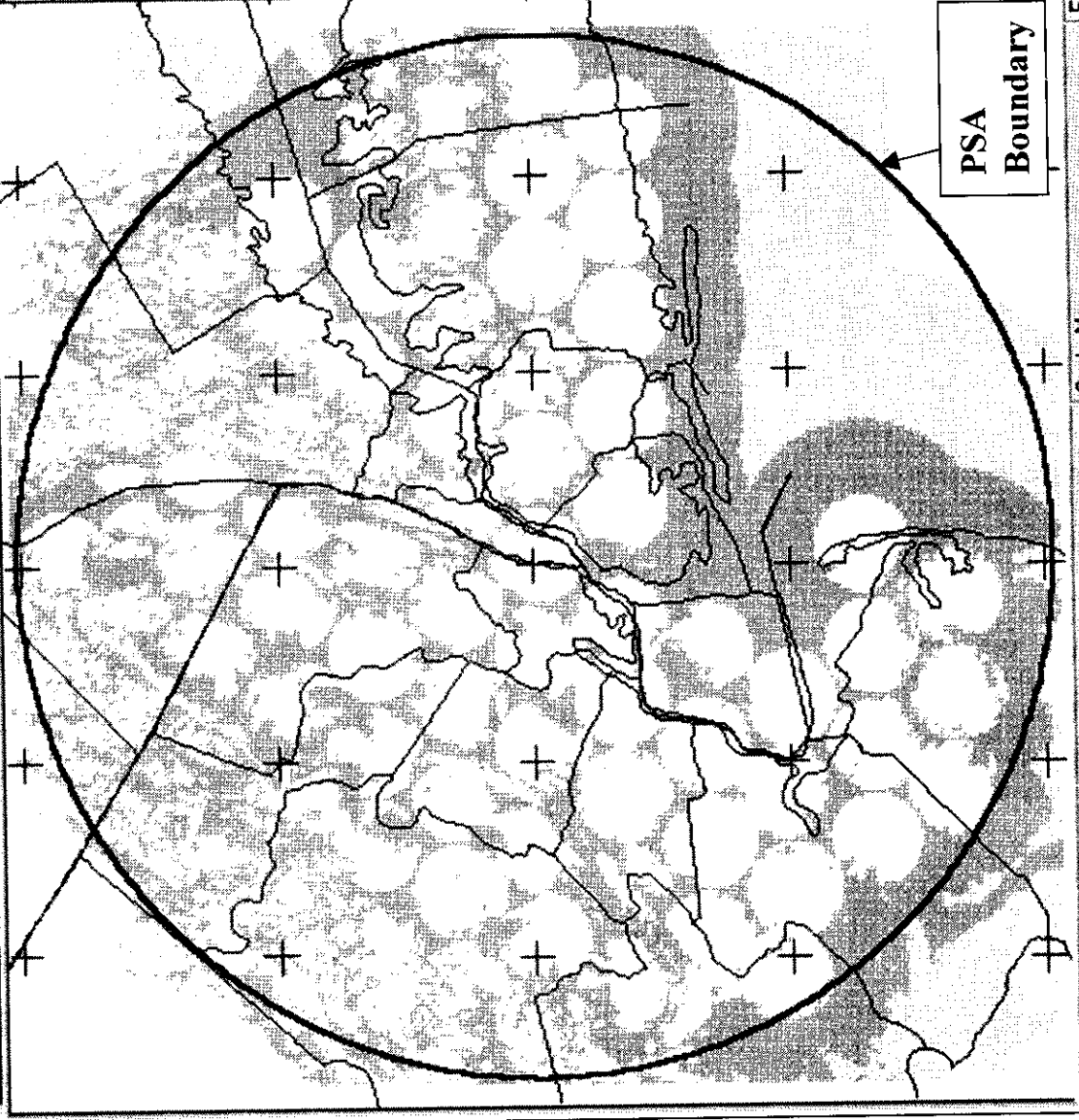
John Muleta

Uzoma Onyeije

David Redl

John Schauble

Nancy Zaczek



PSA
Boundary

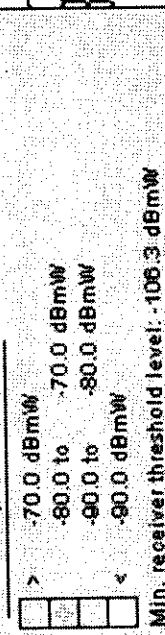
1st. No server

2nd. No server

MSITE: NY Two Way Fig 1 map

Prop. model: Free Space + RMD
Time: 50.0% Loc.: 50.0%
Prediction Confidence Margin: 0.0dB
Climate: Continental Temperate
Groundcover: USGS-EDX
Atmospheric Abs.: none
K Factor: 1.333

RX Antenna - Type: OMNI
Height: 1.5 m AGL Gain: -2.15 dBd
Received power at remote

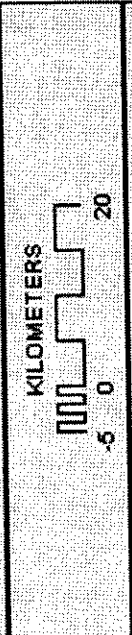


Min. receiver threshold level: -106.3 dBmW

Notes

2000 CENSUS POPULATION RESULTS:
Total Within PSA: 15,741 K
>70 dBmW (yellow): 10,534 K (66.9%)
>80 dBmW (yellow, red): 15,243 K (96.8%)
>90 dBmW (yellow, red, blue): 15,616 K (99.2%)

Yellow corresponds to 256-QAM service
Red corresponds to 64-QAM service
Blue corresponds to 16-QAM service



Advanced Wireless Broadband Design
84-Site Coverage Analysis

FIGURE 1 May 26, 2004

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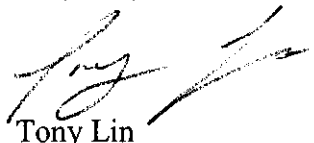
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KILOMETERS

0 20

PSA Boundary

Advanced Wireless Broadband Design

84 Site Coverage Analysis

FIGURE 1

May 26, 2004

2nd: No server

1st: No server